

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)		Docket Number MESH006
First Named Inventor:	John M. Belcea	Art Unit: 2616
Application Number:	09/846,434	Examiner: LY, Anh Vu H.
Filed:	May 2, 2001	
Title:	TIME DIVISION PROTOCOL FOR AN AD-HOC, PEER-TO-PEER RADIO NETWORK HAVING COORDINATING CHANNEL ACCESS TO SHARED PARALLEL DATA CHANNELS WITH SEPARATE RESERVATIONS CHANNEL	
Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450 FAX: (571) 273-8300		
Note: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.		
The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus any extensions of time actually obtained.		
APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION		
NOTE: A grantable petition requires the following items:		
(1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer with disclaimer fee—required for all utility and plant applications filed Before June 8, 1995; and for all design applications; and (4) Statement that the entire delay was unintentional.		
1. Petition fee		
<input type="checkbox"/> Small entity – fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27. <input checked="" type="checkbox"/> Other than small entity – fee \$ <u>\$1500.00</u> (37 CFR 1.17(m))		
2. Reply and/or fee		
A. The reply and/or fee to the above-noted Office action in the form of RCE Transmittal _____ / Amendment / Terminal Disclaimer <input type="checkbox"/> has been filed previously on _____ <input checked="" type="checkbox"/> is enclosed herewith.		
B. The issue fee and publication fee (if applicable) of \$ _____ <input type="checkbox"/> has been paid previously on _____ <input type="checkbox"/> is enclosed herewith.		

3. Terminal Disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or _____ for other than a small entity) disclaiming the required period of time is enclosed herewith. (See PTO/SB/63)

4. **STATEMENT:** The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. An amendment was timely filed on January 12, 2006 in response to an office action dated October 27, 2005 in which a 3 month shortened statutory period for reply was set. The amendment transmittal form unintentionally include a typographical error in which the application serial number was incorrectly typed as 09/847,434 instead of the correct application serial number of 09/846,434. Applicant used diligence in inquiring with the examiner in June 2006 of the status of this amendment and following up with the examiner to discuss the amendment thereafter. A notice of abandonment dated September 5, 2006 due to the serial number mis-typing was received by the Applicant. This petition is in response to this notice of abandonment.

5. ☒ The Commissioner is hereby authorized to charge any fees which may be required or credit any overpayment, to Deposit Account Number 502117, Motorola, Inc.

September 27, 2006
Date

/Randi L. Karpinia/
Signature

954-723-6449
Telephone Number

Randi L. Karpinia, Reg. No. 46,148
Typed or printed name

Motorola, Inc., Law Department 8000 W. Sunrise Blvd.	
Address	
Plantation, Florida 33322	
Address	

Enclosures: ☒ Free Payment

☒ Reply (RCE Transmittal / Amendment / Terminal Disclaimer)

Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unintentional delay

X	Other: Powers of Attorney with accompanying papers, Change in Correspondence Address, request for a docket number change.
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CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to: **Mail Stop Petition**, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark office at (571) 273-8300.

Date _____

Signature

Typed or printed name of person signing certificate